THE HON'BLE SRI JUSTICE V.ESWARAIAH

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WRIT PETITION NO : 947 of 2006

Dated: 17.01.2006

Between:

1 Ramakrishna Vaddera Labour Contract Cooperative Society Limited, Rep.

by its President, R/o. Palli Pahad, Gundaram Mandal, Nalgonda District,
2 Adarsha Vaddera Labour Contract Cooperative Society Limited, Rep. by its

President, Sainikpuri, Sri Sai Nagar, Secunderabad,
3 Sai Kanaka Durga Vaddera Labour Contract Cooperative Society Limited,

Rep. by its President, R/o. Plot No. 11, AK Colony, Naredmet,

Secunderabad,
4 Renuka Vaddera Labour Contract Cooperative Society Limited, Rep. by its

President, aged about 45 yrs, R/o. Gundala Mandal Village, Nalgonda

District,

..... PETITIONERS

AND

1 The Commissioner, Malkajgiri Municipality, R.R. District,
2 The Commissioner, Uppal, Kalan Municipality, R.R. District,

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.ESWARAIAH

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ORDER:

Seeking to declare the inaction of the respondents in rejecting the tender application for issuing tender schedules to the petitioners on the ground of non-payment of earnest money deposit as illegal and arbitrary, this writ petition has been preferred.

The grievance of the petitioner-societies is that their members belong to scheduled caste and schedule tribe communities, and they are eking out their livelihood by doing contract works. While so, the 1st and 2nd respondent Municipalities called for tenders for various works which are reserved to the SC/ST Vaddera Labour Cooperative Societies. As per the tender condition No.11 SC/ST/Vaddera Labour Contract Cooperative Societies are exempted from paying the earnest money deposit. When the petitioners have tried to submit their tender application, the respondents rejected the same on the premise that the petitioners have not paid the earnest money deposit.

Heard the learned counsel on either side and perused the entire material available on record.

Having regard to the facts and circumstances of the case, without expressing any opinion on the merits of the case, I feel it appropriate to direct the respondents to consider the application of the petitioners, if any filed

pursuant to the notification dated 31.12.2005 in accordance with law and also consider as to whether the petitioners are entitled for exemption from paying EMD as per G.O.Ms. No.52 and pass appropriate orders within a period of one week from today.

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17.01.2006

Note:

Furnish CC by tomorrow

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